

IFW

Image

1661

Comparable to form PTO/SB/31 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

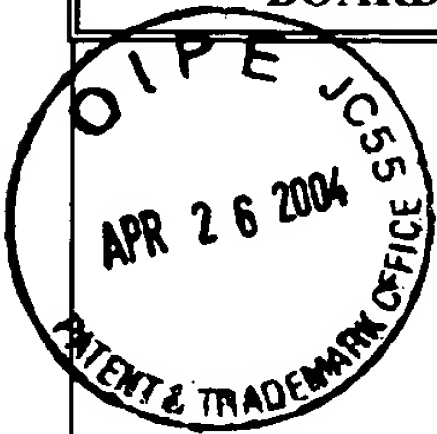
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Attorney's Docket No.:

BAL6019P0011US



In Re Application Of: Claude Hope et al.

Serial Number: 09/429,723

Filed: 10/29/99

For: Mutant Apical Dominance Gene in Eustoma

Group Art Unit: 1661

Examiner: M.A. Grunberg

Mail Stop Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Applicant hereby appeals to the Board of Appeals and Interferences from the decision of the Examiner dated January 26, 2004, rejecting claims 41-76.

The item(s) checked below are appropriate.

1. ☐ Applicant claims small entity status. (See 37 CFR 1.27.)  
☐ A Statement Claiming Small Entity Status is enclosed.
2. ☒ Appeal fee (37 CFR 1.17(b))  
☒ Large Entity - \$330.00 ☐ Small Entity - \$165.00
3. ☐ A petition and fee for an extension of time for reply to the rejection is enclosed.  
☐ Large Entity  
☐ \$110.00 ☐ \$420.00 ☐ \$950.00 ☐ \$1,480.00  
☐ Small Entity  
☐ \$55.00 ☐ \$210.00 ☐ \$475.00 ☐ \$740.00
4. ☒ A check for the amount of \$330.00 is enclosed.
5. ☐ Please charge the fee(s) to Deposit Account Number 23-0785. A duplicate copy of this sheet is attached.
6. ☒ Please charge any additional fee(s), or credit any overpayment, to Deposit Account Number 23-0785. A duplicate copy of this sheet is enclosed.

I am: ☐ applicant.  
☐ assignee of record of the entire interest.  
☒ attorney or agent of record  
☐ attorney or agent acting under 37 C.F.R. 1.34(a).

04/27/2004 SDIRETA1 00000143 09429723

01 FC:1401

330.00 DP

Lisa V. Mueller, Reg. No. 38,978

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER  
Citicorp Center, Suite 3800  
500 West Madison Street  
Chicago, Illinois 60661-2511  
312/876-1800  
[Mailing Date]